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December 27, 2007

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VIA FEDERAL EXPRESS

Hon. Richard J. Holwell
United States District Court
Southern District of New York
United States Courthouse
500 Pearl Street, Room 1950
New York, New York 10007-1312

Patricia Irby et al. v. Blackwater Security
Consulting, LLC, et al.

Docket No.: 07-cv-5939 (RJH)

Our File: 372-1

Dear Judge Holwell:

This office represents Blackwater Security Consulting, LLC and Fidelity & Casualty Company of New York/CNA International in the above-referenced matter. I write in follow-up to my letters of October 15 and October 29, 2007, in which I requested that the above-referenced matter be dismissed in accord with the precedential decisions issued by the United States Court of Appeals for the Second Circuit.

As it has been several months since any action has been taken in this matter, I respectfully request that a conference be scheduled to address the status of this case. I would additionally request that this conference be scheduled as soon as possible in light of the fact that the continued prosecution of this case hinders the proper adjudication of the underlying administrative matters before the Office of Administrative Law Judges of the United States Department of Labor.

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Thank you for your courtesies and assistance.

Respectfully submitted,

FLICKER, GARELICK & ASSOCIATES, LLP



By: Keith L. Flicker

KLF/dem

cc: VIA FEDERAL EXPRESS

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Application Granted In Part.

*motions to dismiss may not be made
informally by letter request. Defendants
may move to dismiss, supported by an
appropriate memorandum of law, on or before
January 18, 2008. Opposition papers due
on or before February 15, 2008. Reply papers, if
any, due on or before February 25, 2008.*

SO ORDERED

*U.S. District Court for the District of Columbia
12/28/07*